

## Message Text

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15

ACTION L-03

INFO OCT-01 NEA-05 ISO-00 FBO-01 OC-06 CCO-00 FS-01 SCA-01

USIA-15 RSC-01 DRC-01 /035 W

----- 045117

R 080956Z OCT 73

FM USINT BAGHDAD

TO SECSTATE WASHDC 0570

INFO AMEMBASSY PARIS

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PARIS FOR RFC

E.O. 11652: N/A

TAGS: ABLD- IZ

SUBJECT: IMPOUNDING OF USINT BANK ACCOUNT

1. ON OCT 4 BRANCH MANAGER OF COMMERCIAL BANK INFORMED USINT THAT BANK HAD RECEIVED ORDER FROM SUPERVISORY EXECUTORY BODY OF BAGHDAD INSTRUCTING BANK TO IMPOUND ID 4638.340 (US\$ 15,770) OF USINT (RFC PARIS) CHECKING ACCOUNT AT REQUEST CREDITOR KHALIL IBRAHIM ASH-SHEIKH AHMAD. CREDITOR IS LANDLORD OF FORMER USIS LIBRARY. BRANCH MANAGER SAID HE HAD NO CHOICE BUT TO TURN OVER THIS AMOUNT TO COURT NOT LATER THAN OCT 6.

2. DEPT AWARE OF COURT CASE THAT HAS LED TO IMPOUNDING. DETAILS CONTAINED IN BAGHDAD OMS OF DEC 5, 1972 AND JANUARY 9, 1973 TO FBO AND NEA/EX. CHRONOLOGY AND OTHER PERTINENT DOCUMENTS AIR POUCHED DIRECTLY TO WASHINGTON ON OCT 6 (BAGHDAD A-41/REGISTRY NO. 1065011).

3. ALTHOUGH WE ARE NOT CERTAIN OF LEGAL POSITION, WE HAVE STRONGLY PROTESTED THIS ACTION TO COMMERCIAL BANK AND DELIVERED NOTE TO FOREIGN MINISTRY OCTOBER 6. OPERATIVE PARAGRAPH OF NOTE FOLLOWS: " EMBASSY HAS NOT HAD TIME TO ASCERTAIN POSITION OF USG ON THIS MATTER, BUT THIS ACTION WOULD APPEAR TO VIOLATE ARTICLE 31 OF VIENNA CONVENTION. EMBASSY THEREFORE REQUESTS

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THAT MINISTRY TAKE IMMEDIATE ACTION TO PREVENT IMPOUNDING OF

ANY FUNDS IN EMBASSY'S ACCOUNT."

4. I HANDED OVER NOTE TO ZUHAIR AL-OMAR IN PROTOCOL AT NOON OCTOBER 6 AND HE PROMISED TO DISCUSS IT WITH DIRGEN AND LET US KNOW WHAT MINISTRY COULD DO.

5. COMMENT: I HAVE NO RPT NO REASON AT THIS POINT TO BELIEVE ACTION REPRESENTS EFFORT TO HARASS USINT. DEPARTMENT POSITION ON LEGALITY OF IMPOUNDING PORTION OF BANK ACCOUNT AS RESULT COURT RULING IN FAVOR OF LANDLORD OF USIS LIBRARY URGENTLY REQUESTED.

6. SINCE DEPARTMENT'S POSITION CONTAINED STATE 173983 ON LANDLORD'S CLAIM HAS BEEN OVERTAKEN BY EVENTS, BELIEVE THIS ASPECT OF CASE SHOULD ALSO BE REASSESSED.  
LOWRIE

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NNN

## Message Attributes

**Automatic Decaptioning:** X  
**Capture Date:** 01 JAN 1994  
**Channel Indicators:** n/a  
**Current Classification:** UNCLASSIFIED  
**Concepts:** n/a  
**Control Number:** n/a  
**Copy:** SINGLE  
**Draft Date:** 08 OCT 1973  
**Decaption Date:** 01 JAN 1960  
**Decaption Note:**  
**Disposition Action:** RELEASED  
**Disposition Approved on Date:**  
**Disposition Authority:** willialc  
**Disposition Case Number:** n/a  
**Disposition Comment:** 25 YEAR REVIEW  
**Disposition Date:** 28 MAY 2004  
**Disposition Event:**  
**Disposition History:** n/a  
**Disposition Reason:**  
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**Executive Order:** N/A  
**Errors:** N/A  
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**Previous Handling Restrictions:** n/a  
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**Review Authority:** willialc  
**Review Comment:** n/a  
**Review Content Flags:**  
**Review Date:** 21 NOV 2001  
**Review Event:**  
**Review Exemptions:** n/a  
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**Review Media Identifier:**  
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**Review Release Date:** n/a  
**Review Release Event:** n/a  
**Review Transfer Date:**  
**Review Withdrawn Fields:** n/a  
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**Status:** NATIVE  
**Subject:** IMPOUNDING OF USINT BANK ACCOUNT  
**TAGS:** ABLD, IZ  
**To:** STATE  
**Type:** TE  
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